

ORDERS OF THE DAY.

Mr. Lott called up a bill for the relief of John Moody—read 2nd time and passed to a 3rd reading; rule suspended, bill read a 3rd time and passed.

Mr. Pirkey called up a bill for the relief of John H. Smith—read 2nd time and ordered to be engrossed; rule suspended, bill read 3rd time and passed.

Mr. Potter called up a bill for the relief of Willard Richardson—read 2nd time and ordered to be engrossed; rule suspended, bill read 3rd time and passed.

Mr. Scarborough called up a bill to amend an act to incorporate the Brownsville and Rio Grande Railroad company, approved February 7th, 1853—read 1st time; rule suspended, bill read 2nd time and passed to a 3rd reading.

Rule further suspended, bill read 3rd time and passed by the following vote:

NAYS—Messrs. Armstrong, Bryan, Caldwell, Flanagan, Guinn, Hill, Hord, Lott, McCulloch, McDade, Martin, Maverick, Palmer, Pirkey, Potter, Scarborough, Scott, Taylor of Fannin, Taylor of Houston, Truit and Weatherford—21.

YEAS—Messrs. Taylor of Cass and Wren—2.

Mr. Scott called up A bill supplemental to an act incorporating the Texas Western Railroad company, approved February 16th, 1852; with the report of the committee on Internal Improvements, offering amendments thereto—read, and amendments adopted.

On motion of Mr. Palmer, the Senate adjourned until tomorrow morning, 8 o'clock.

SATURDAY, Aug. 9th, 1856.

The Senate was called to order by the President pursuant to adjournment—Prayer by the Chaplain—roll called—quorum present.

The Journal of yesterday was read and adopted.

Mr. Potter presented the petition of Ann C. Harrison; referred to the Committee on Private Land Claims, No. 2.

Mr. Guinn, Chairman of the Committee on Engrossed Bills, reported correctly engrossed,

A bill for the relief of Willard Richardson.

A bill for the relief of John H. Smithers.

And a bill authorizing the records of Menard county to be transcribed.

Mr. Flangan Chairman of the Committee on Internal Improvements made the following report :

The Committee on Internal Improvements have had before them a bill to amend the third section of an act for the investment of the Special School Fund in the bonds of Railroad Companies, and after due consideration, the committee conclude, that the policy of the bill is incorrect. This bill confines the loan to all roads that have been heretofore chartered, excluding any and all subsequent charters. The committee cannot see the equity of such policy, and they are of opinion that charters may hereafter be granted, that will be as meritorious as any that have been heretofore granted. The committee are clearly of the conviction, that no preference should be given to any one or more corporations, but that they should all be left on an equality—those that are now chartered and such as may be at any subsequent period, and let merit tell—by loaning to any and all companies that first comply with the requirements of the general law, without prejudice to any. I am therefore instructed to report the bill back and recommend its rejection.

Mr. Taylor of Cass, Chairman of the Committee on Public Debt, to which was referred a House Bill for the relief of the heirs of George W. Jewell, reported the same back with an amendment, recommending the adoption of the amendment and the passage of the bill.

Amendment—in section 2d strike out "1600" and insert "320."

Messrs. Grimes, Palmer, and Bryan, were appointed a committee of conference on the part of the Senate, on the amendments of the House to the Senate's bill, to incorporate the Huntsville Railroad Company.

Mr. Flanagan introduced a bill to incorporate the Texas Insurance and Savings Fund Association; read 1st and 2d time and referred to the Committee on the Judiciary.

ORDERS OF THE DAY.

A bill supplementary to an act incorporating the Texas Western Railroad Company, approved Feb. 16th, 1852, under consideration, when the Senate adjourned on yesterday, was taken up.

Mr. Whitaker offered the following amendment:

In the 9th line strike out from the word "least" to the word "thereafter," in tenth and eleventh lines, and insert the following, "twenty miles of their road every year thereafter,

and on failure to so construct shall forfeit the reserve and donation of eight sections of land in their original charter."

Mr. Martin offered the following as an amendment to the amendment.

"And that \$300,000 be deposited as a guarantee for the construction of the 30 miles within one year."

Mr. Flanagan moved to lay the amendment on the table; carried by the following vote:

YEAS—Messrs. Allen, Bryan, Burroughs, Flanagan, Grimes, Guinn, Hill, Lott, McCulloch, McDade, Millican, Palmer, Pedigo, Potter, Scarborough, Scott, Taylor of Fannin, Taylor of Houston, Whitaker and White—21.

NAYS—Messrs. Armstrong, Caldwell, Martin, Maverick, Supervelle, Taylor of Cass, Truitt and Weatherford—8.

Mr. Martin moved to lay Mr. Whitaker's amendment on the table—lost.

The amendment was then adopted.

On motion of Mr. Martin, a call of the Senate was ordered; absent, Messrs. Hord and Wren.

Mr. Palmer introduced a bill for the relief of Wm. B. McShan; read 1st and 2d times and referred to the committee on Private Land Claims No. 2.

Mr. Supervelle called up a bill for the relief of the heirs or legal representatives of Archibald Fitzgerald, read.

On motion of Mr. Palmer the call of the Senate was suspended.

Mr. Maverick offered the following amendment to the bill supplementary to an act incorporating the Texas Western Rail Road Company, approved Feb. 16, 1852.

Add to section 2d, "And that said company be required to deposit in the Treasury, one hundred thousand dollars, to be forfeited and become the property of the State, in case said company shall not complete and put in running order twenty miles of said road within said term of two years, from the passage of this act."

Mr. Martin offered the following as an amendment to the amendment.

After the word dollars, insert "within three months after the passage of this act, to be judged of by the Governor of the State of Texas, or forfeit all the provisions of this act."

Mr. Flanagan moved the previous question.

Mr. Martin moved a call of the House—carried.

Absent, Mr. Hord.

The question then recurred on the passage of the bill for the relief of the heirs or legal representatives of Archibald Fitzgerald, which was rejected by the following vote :

YEAS—Messrs. Allen, Bryan, Hill, Hord, McCulloch, McDade, Martin, Maverick, Palmer, Potter, Scarborough, Superville, Taylor of Cass, Weatherford and White—15.

NAYS—Messrs. Armstrong, Burroughs, Caldwell, Flanagan, Grimes, Guinn, Lott, Millican, Pedigo, Pirkey, Taylor of Fannin, Taylor of Houston, Truit, Whitaker and Wren—15.

On motion of Mr. Pedigo the vote was reconsidered and the bill laid on the table.

The Senate being full, the motion of Mr. Flanagan for the previous question prevailed, and the bill was ordered to be engrossed by the following vote :

YEAS—Messrs. Allen, Burroughs, Caldwell, Flanagan, Guinn, Hill, Hord, Lott, McCulloch, McDade, Millican, Palmer, Pedigo, Pirkey, Scarborough, Scott, Taylor of Fannin, Taylor of Houston, Truit, Whitaker, White and Wren—22.

NAYS—Messrs. Armstrong, Bryan, Grimes, Martin, Maverick, Potter, Superville, Taylor of Cass, and Weatherford—9.

On motion of Mr. Guinn, the rule was suspended, bill read 3d time and passed by the following vote :

YEAS—Messrs. Allen, Caldwell, Flanagan, Guinn, Hill, Hord, Lott, McCulloch, McDade, Millican, Palmer, Pedigo, Pirkey, Scarborough, Scott, Taylor of Fannin, Taylor of Houston, Truit, Whitaker and White—20.

NAYS—Messrs. Armstrong, Bryan, Burroughs, Grimes, Martin, Maverick, Potter, Superville, Taylor of Cass and Weatherford—10.

Mr. Taylor of Cass, called up a House bill, for the relief of M. K. Sherman; read and passed to a 3d reading.

On motion of Mr. Taylor of Cass, the rule was suspended, bill read 3d time and passed.

Mr. Taylor of Fannin, called up a House bill for the relief of Andrew Dogherty; read and passed to a 3d reading.

Rule suspended, bill read 3d time and passed.

Mr. Taylor of Houston called up a bill for the relief of the heirs of Nath. Smith, read and ordered to be engrossed.

Rule suspended, read 3d time and passed.

Mr. Truit, called up a bill to amend an act to provide for the construction of the Mississippi and Pacific Railroad, approved Dec. 21st 1853, with the report of the select committee

offering an amendment thereto, read and the amendment adopted.

On motion of Mr. Weatherford the bill was amended by inserting in the 2d line of 1st section, "The 14th section of the above recited act, shall hereafter read thus, "That"

Mr. Weatherford offered the following amendment as section 5.

"That any settlers wishing to avail themselves of the benefits of this act, they shall first file an affidavit before the County or District Surveyor, that they have actually settled upon and within the aforesaid reservation prior to the passage of this act, and upon such affidavit the county or district Surveyor, shall survey for such settler the quantity of land that he may be entitled to under the provisions of this act, provided that all surveys heretofore made by any county or district Surveyor, for all actual settlers it shall not be necessary to have the same re-surveyed, and that all field notes made by the County or District Surveyor shall be duly recorded in the county or district in which they are situated.

Mr. Taylor of Fannin offered the following amendment to the amendment, to come in after the word "Act" in 7th line, "without knowledge of the county being reserved."

Mr. Martin moved to lay the amendment on the table—lost.

The amendment was then adopted by the following vote:

YEAS—Messrs. Allen, Bryan, Burroughs, Caldwell, Guinn, Hord, Maverick, Palmer, Pirkey, Potter, Scarborough, Scott, Superville, Taylor of Fannin, Whitaker and White—16.

NAYS—Messrs. Armstrong, Flanagan, Grimes, Hill, McCulloch, Martin, Millican, Taylor of Cass, Taylor of Houston, Truit, and Weatherford—11.

Mr. Weatherford moved to lay the amendment as amended on the table; lost by the following vote:

YEAS—Messrs. Armstrong, Burroughs, Caldwell, Flanagan, Grimes, Hill, McCulloch, Martin, Millican, Taylor of Cass, Truit and Weatherford—12.

NAYS—Messrs. Allen, Bryan, Guinn, Hord, Maverick, Palmer, Pirkey, Potter, Scarborough, Scott, Superville, Taylor of Fannin, Whitaker and White—14.

Pending—the adoption of the amendment.

The Senate adjourned until Monday morning at 8 o'clock.